

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES OF AMERICA**

**CRIMINAL ACTION**

**v.**

**ERIC ROBERTS**

**NO. 15-387**

**ORDER**

**AND NOW**, this 13th day of November, 2020, upon consideration of Eric Roberts' Motion to Vacate/Set Aside/Correct Sentence (ECF Nos. 81 & 84) and the United States' response in opposition (ECF No. 83), **IT IS ORDERED** that:

1. Robert's Motion is **DENIED** and **DISMISSED WITH PREJUDICE**;
2. No certificate of appealability shall issue under 28 U.S.C. § 2253(c)(1)(B) because "the applicant has [not] made a substantial showing of the denial of a constitutional right" under 28 U.S.C. § 2253(c)(2), since he has not demonstrated that "reasonable jurists" would find the Court's "assessment of the constitutional claims debatable or wrong," *Slack v. McDaniel*, 529 U.S. 473, 484 (2000); and
3. The Clerk of Court shall mark this file closed.

**BY THE COURT:**

*/s/ Wendy Beetlestone*

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**WENDY BEETLESTONE, J.**